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10 Attorneys for VIZIO, Inc.

11 UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA
13

14 SONY CORPORATION,

15 Plaintiff,

16 v.

17 VIZIO, INC.,

18 Defendant.
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Case No. CV-08-01135-RGK(FMOx)

**VIZIO, INC.'S NOTICE OF
MOTION AND MOTION TO
COMPEL EXPERT REPORTS AND
DEPOSITIONS, AND TO COMPEL
DEPOSITIONS OF SONY
WITNESSES IN THE UNITED
STATES**

**MAGISTRATE JUDGE: HON.
FERNANDO M. OLGUIN**

**HEARING: 10:00 A.M. ON
SEPTEMBER 2, 2009, AT 312 N.
SPRING ST., 9TH FLOOR,
COURTROOM F**

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PLEASE TAKE NOTICE THAT at 10:00 A.M. on September 2, 2009, in the above referenced Court, Defendant and Counterclaimant VIZIO, Inc. (hereafter "VIZIO"), will and hereby does move the Court for an order GRANTING VIZIO's Motion to Compel Expert Reports and Depositions, and to Compel Depositions of Sony Witnesses in the United States.

This motion is made following the conference of counsel pursuant to Local Rule 37-1. This motion is based on this Notice of Motion and Motion; the accompanying Joint Stipulation Regarding VIZIO, Inc.'s Motion to Compel Expert Reports and Depositions, and to Compel Depositions of Sony Witnesses in the United States; the Declaration of Steven J. Corr and exhibits attached thereto; and the Declaration of Heather E. Belville and exhibits attached thereto.

Respectfully submitted,
JONES DAY

Attorneys for Defendant VIZIO, INC.

1 **PROOF OF SERVICE**

2 I, Maria Castellanos, declare:

3 I am a citizen of the United States and employed in Orange County,
4 California. I am over the age of eighteen years and not a party to the within-entitled
5 action. My business address is 3161 Michelson Drive, Suite 800, Irvine, California
6 92612. On August 12, 2009, I served a copy of the within document(s):

- 7 • **VIZIO, INC.'S NOTICE OF MOTION AND MOTION TO**
8 **COMPEL EXPERT REPORTS AND DEPOSITIONS, AND TO**
9 **COMPEL DEPOSITIONS OF SONY WITNESSES IN THE**
10 **UNITED STATES**
- 11 • **JOINT STIPULATION REGARDING VIZIO INC.'S MOTION**
12 **TO COMPEL EXPERT REPORTS AND DEPOSITIONS, AND**
13 **TO COMPEL DEPOSITIONS OF SONY WITNESSES IN THE**
14 **UNITED STATES**
- 15 • **DECLARATION OF STEVEN J. CORR IN SUPPORT OF THE**
16 **JOINT STIPULATION REGARDING VIZIO INC.'S MOTION**
17 **TO COMPEL EXPERT REPORTS AND DEPOSITIONS, AND**
18 **TO COMPEL DEPOSITIONS OF SONY WITNESSES IN THE**
19 **UNITED STATES**
- 20 • **DECLARATION OF HEATHER E. BELVILLE IN SUPPORT**
21 **OF SONY'S PORTION OF JOINT STIPULATION**
22 **REGARDING VIZIO INC'S MOTION TO COMPEL EXPERT**
23 **REPORTS AND DEPOSITIONS, AND TO COMPEL**
24 **DEPOSITIONS OF SONY WITNESSES IN THE UNITED**
25 **STATES**

26 by transmitting via e-mail or electronic transmission the document(s) listed above.

27 I am familiar with the United States District Court, Central District of
28 California, Western Division's practice for collecting and processing electronic
filings. Under that practice, documents are electronically filed with the court. The
court's CM/ECF system will generate a Notice of Electronic Filing (NEF) to the
filing party, the assigned judge, and any registered users in the case. The NEF will
constitute service of the document. Registration as a CM/ECF user constitutes
consent to electronic service through the court's transmission facilities. Under said
practice, the following CM/ECF users were served:

Kevin P.B. Johnson, Esq.

kevinjohnson@quinnemanuel.com
Vizio's Ntc of Mtn & Mtn to Compel Expert
Reports/Depos & to Compel Depos of Sony Wit.
Case No. CV-08-01135-RGK (FMOx)

1 Quinn Emanuel Urquhart Oliver & Hedges
2 555 Twin Dolphin Drive, Suite 560
Redwood Shores, CA 94065

3 Steven M. Anderson, Esq.
4 Rory S. Miller, Esq.

stevenanderson@quinnemanuel.com
rorymiller@quinnemanuel.com

4 Quinn Emanuel Urquhart Oliver & Hedges
5 865 South Figueroa St., 10th Floor
Los Angeles, CA 90017

6 On August 12, 2009, I also served a courtesy copy, pursuant to the agreement
7 between the parties, by e-mail to opposing counsel at:

8 sony-vizio@quinnemanuel.com

9 I declare that I am employed in the office of a member of the bar of this court
10 at whose direction the service was made.

11 Executed on August 12, 2009, at Irvine, California.

12 
13 Maria Castellanos
14 Maria Castellanos